

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF TEXAS  
MCALLEN DIVISION**

IN RE:  
JOSE & MARTHA GUTIERREZ  
DEBTORS

CHAPTER 13 PROCEEDING:  
04-70978-M-13

**TRUSTEE'S MOTION TO PAY FUNDS INTO THE COURT REGISTRY**

TO THE HONORABLE UNITED STATES BANKRUPTCY JUDGE:

COMES NOW, CINDY BOUDLOCHE, Chapter 13 Trustee in the above referenced Chapter 13 proceeding and files this Trustee's Motion to Pay Funds into the Court Registry and would respectfully show the Court the following:

1. Debtors filed a petition for relief under the provisions of Chapter 13 of Title 11 of the United States Code on Wednesday, Oct 20, 2004.

2. This Honorable Court has jurisdiction over this motion pursuant to the provisions contained in 28 U.S.C. Section 1334. This is a core proceeding pursuant to the definition contained in 28 U.S.C. Section 157. Venue is in this Honorable Court pursuant to 28 U.S.C. Section 1408.

3. Trustee has standing to file this motion pursuant to 11 U.S.C. Section 347(a).

4. Checks to the party below have not cleared within 90 days.

JOSE GUTIERREZ  
MARTHA GUTIERREZ  
119 E RIO ST  
MISSION, TX 78572

5. As a result, funds owed to the Debtors in the amount of \$2.92 by the above referenced Debtors should be reserved by the Registry of the Court.

WHEREFORE, PREMISES CONSIDERED, the Chapter 13 Trustee prays this Honorable Court will grant the Trustee's Motion to Pay Funds into the Court Registry.

Respectfully Submitted: Thu, May 13, 2010



Cindy Boudloche  
Chapter 13 Trustee  
555 N. Carancahua Ste 600  
Corpus Christi, TX 78401-0823  
(361) 883-5786

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**CERTIFICATE OF SERVICE**

I, Cindy Boudloche , do hereby certify that on May 13, 2010, a copy of the foregoing Motion to Pay Funds into Court Registry was served electronically or by United States Mail to the parties listed below:



Cindy Boudloche, Chapter 13 Trustee

JOSE AND MARTHA GUTIERREZ  
119 E RIO ST  
MISSION, , TX 78572

THE STONE LAW FIRM PC (M)  
4900 N 10TH ST STE A-2  
NORTHTOWNE CENTRE  
MCALLEN, TX 78504